

Thomas W Lear, Sarah m Landis a daughter of said Almeda Snyder deceased living in the State of Ohio married to Isaac A Landis. Anne E Snyder a daughter of said Almeda Snyder deceased living in Frederick County and Oliver P Snyder a son of said Almeda Snyder who has since died testate leaving a widow named Anne Mary Snyder and two children Almeda and Oliver living in Frederick County State of Maryland, they are all adults except said Almeda Snyder and Oliver Snyder who are infants, also Harriet Gallion a sister married to George P Gallion.

Aus. to 13th Int. The heirs at law of said Elizabeth, Deborah, Corilla and Rachel Phelps were the said sisters Harriet Gallion, Ann Simpson & Almeda Snyder and their brother Robert H Phelps and the said Oliver & Almeda and Robert H have since died leaving said Harriet Gallion married to John C Gallion and the persons named in answer to the last interrogatory as their heirs at Law.

Aus. to 14th Int. Oliver P Snyder leaving 21 children, they reside in New Market.
 Aus. to 15th Int. It will not without injury and loss be to the interest of all for the property to be sold and the proceeds divided among the heirs, it would be impossible to divide the House and the Lot is too small to be divided to any advantage at all.

Aus. to 16th Int. No sir because no one would want a one-fifth interest in a house and lot it cannot be divided without a sacrifice.

Aus. to 17th Int. I do not.

There being no other witness present to be examined the Commissioner adjourned the said Commission until Friday the 19th day of November A.D. 1875 at 10 o'clock A.M. at which time and the place aforesaid the Commissioner proceeded to take the following depositions to wit:

Mrs H Ogbon a witness of lawful age produced on the part of the Complainants being duly sworn and examined to interrogatories filed with the Commissioners by the Complainants and herewith returned deposed and says

Aus. to 1st Int Mrs H Ogbon, I am 49 years of age reside in New Market

Aus. to 2nd Int George Williams and James Simpson and their sister Elizabeth.

Aus. to 3rd Int Yes sir, I knew him well, he is dead, he died in New Market in November 1873.

Aus. to 4th Int R H Phelps died intestate.

Aus. to 5th Int I don't know whether it was sufficient or not.

Aus. to 6th Int I can't say.

Aus. to 7th Int. Yes sir he died leaving Real Estate. Two Acre of land and an interest in a House & Garden in New Market Frederick Co Md. It will be necessary to sell it all to pay his debts.

Aus. to 8th Int R H Phelps did seized and possessed of a two acre lot of ground on the South side of the Pike of the town of New Market at the Head end, the House and Garden in which he has an interest, adjoins his lot, this is all the Real Estate he had.

Aus. to 9th Int I look at paper marked Exhibit No 3. R H Phelps died seized and possessed of the property therein described, he owned it for about 48 years

Aus. to 10th Int I look at paper now shown me marked Exhibit No 4. Robert H Phelps died seized and possessed of an interest in the property described